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RCE 12874 1700
Attorney Docket No.: 2102393-991130

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Polynkin

Serial No.: 10/033,549

Group Art Unit: 2874

Filed: December 27, 2001

Examiner: Stahl, Michael J.

Title: **OPTICAL SPECTRAL POWER MONITORS EMPLOYING
TIME-DIVISION-MULTIPLEXING DETECTION SCHEMES**

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as FIRST CLASS MAIL in an envelope addressed to: Santissa Inman, OIPE, CP2, Suite 7025, P.O. Box 2327, Arlington, VA 22202 on:

May 19, 2004 .


Rosa A. Caviedes

COMMUNICATION

Sir:

On April 14, 2004 we filed by First Class Mail a Request for Continued Examination (RCE) Transmittal, an Amendment Accompanying Request for Continued Examination and a Petition for Extension of Time . However, today Santissa Inman called stating that the PTO had inadvertently irradiated these documents. Therefore, the RCE, Amendment and Petition filed on April 14, 2004 are being resubmitted herewith.

Dated: May 19, 2004

Respectfully submitted,

GRAY CARY WARE & FREIDENRICH LLP

By 

David Alberti
Reg. No. 43,465
Attorney for Applicants

ATTN: Patent Department
GRAY CARY WARE & FREIDENRICH LLP
2000 University Avenue
East Palo Alto, CA 94303-2248
Tel: (650) 833-2052
Fax: (650) 833-2001

FEE TRANSMITTAL

for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

Complete if Known

Application Number 10/033,549
 Filing Date December 27, 2001
 First Named Inventor Polynkin
 Examiner Name Stahl, Michael J.
 Art Unit 2874
 Attorney Docket No. 2102393-991130

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT

(\$ 440.00)

METHOD OF PAYMENT (check all that apply)
☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None
☒ Deposit Account:
 Deposit Account Number
 Deposit Account Name

07-1896

Gray Cary Ware & Freidenrich LLP

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s) or any underpayment of fee(s)☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEE**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1) (\$)					

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	-20** =	X	=
Multiple Dependent	-3** =	X	=

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	18	2202	9	Claims in excess of 20
1201	86	2201	43	Independent claims in excess of 3
1203	290	2203	145	Multiple dependent claim, if not paid
1204	86	2204	43	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent
SUBTOTAL (2) (\$)				

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)**3. ADDITIONAL FEES**

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for <i>ex parte</i> reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	
SUBTOTAL (3) (\$)					440.00

Other fee (specify)

*Reduced by Basic Filing Fee Paid

(Complete if applicable)

SUBMITTED BY

Name (Print/Type)

David Alberti

Registration No.
(Attorney/Agent)

43,465

Telephone

(650) 833-2052

Signature

Date

April 14, 2004

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This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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GRAY CARY WARE & FREIDENRICH
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**MAIL STOP RCE
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P.O. BOX 1450**

Alexandria, VA 22313-1450

Serial No.: 10/033,549

By: DLA/rac

GCWF File No.: 2102393-991130

Title: **OPTICAL SPECTRAL POWER MONITORS
EMPLOYING TIME-DIVISION-MULTIPLEXING
DETECTION SCHEMES**

Mail Date: 04/14/04

Due Date: 4/02/04

The following has been received in the U.S. patent and
Trademark Office on the date stamped hereon:

- ☒ Fee Transmittal for FY 2004;
- ☒ Check in the amount of \$440.00;
- ☒ Request for Continued Examination (RCE) Transmittal;
- ☒ Petition for Extension of Time; and
- ☒ Amendment;